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March 26, 2004

Secretary
Federal Communications Commission
9300 Hampton Drive
Capital Heights, MD 20743

Dear Secretary,

Attached is a original and four copies of a Petition for Rulemaking for a new FM allotment for Wheatland, Wyoming.

An extra copy is attached with a self-addressed stamped envelope for a stamped in returned copy.

If you have any questions, please contact the undersigned.

Sincerely,

Mitchell Beranek
7607 Schrader Lane
Cheyenne, WY 82009
307-635-0125

No. of Copies rec'd 0+4
List ABCDE

7m-mB

04-72

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the matter of)
Amendment of Section 73.202 (b)) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM- _____
(Wheatland, Wyoming))

TO: Chief , Allocations Branch, Media Bureau.

PETITION FOR RULEMAKING

Mitchell Beranek ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

1. Petitioner proposes the Commission allot FM channel 277A to Wheatland, Wyoming as its fourth commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Wheatland, Wyoming	269A, 289A, 293C1	269A, 277A, 289A, 293C1

2. Wheatland is an incorporated city located in SE Wyoming. It is located in Platte County. The 2000 U.S. Census Bureau estimated that Wheatland had a population of 3,548 person.
3. FM channel 277A can be assigned to Wheatland in full compliance with the Commission's minimum distance separation requirements. Figure 1 of this

petition is a channel spacing study for channel 277A at Wheatland, Wyoming.

The coordinates used for this study are: N 42 – 04' – 28", W 104 – 56' – 51" and are located at an existing tower site 2.3 kilometers north of the community of Wheatland, Wyoming. This site restriction is required to prevent short spacing to the licensed operation of KARS-FM Laramie, Wyoming.

4. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to operate a new station at Wheatland, Wyoming. If this application is granted, the Petitioner shall promptly construct and operate the new station.
5. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Mitchell Beranek".

Mitchell Beranek
7607 Schrader Lane
Cheyenne, WY 82009
307-635-0125

March 26th, 2004

Figure 1 - Allotment Point - Channel 277A
Wheatland, Wyoming

REFERENCE

42 04 28 N

104 56 51 W

CLASS = A

Current Spacings

DISPLAY DATES

DATA 03-26-04

SEARCH 03-26-04

----- Channel 277 - 103.3 MHz -----

Call	Channel	Location	Dist	Azi	FCC	Margin
KARSFM	LIC 275C	Laramie	WY 94.69	206.5	94.5	0.19
RADD	ADD 280C1	Cheyenne	WY 81.31	152.0	74.5	6.81
ALLO	VAC 277A	Hanna	WY 136.15	260.8	114.5	21.65
KQLT	LIC 279C	Casper	WY 134.46	304.1	94.5	39.96
RADD	ADD 280C1	Cheyenne	WY 115.37	163.8	74.5	40.87
ALLO	VAC 223C1	Douglas	WY 67.32	350.4	21.5	45.82
RDEL	DEL 223C1	Douglas	WY 67.32	350.4	21.5	45.82
ALLO	VAC 280C2	Cheyenne	WY 104.66	173.5	54.5	50.16
RDEL	DEL 280C2	Cheyenne	WY 104.66	173.5	54.5	50.16
RADD	ADD 224C1	Douglas	WY 84.35	343.0	21.5	62.85
KOZYFM	LIC 280C3	Gering	NE 105.57	102.4	41.5	64.07
RADD	ADD 275C1	Laramie	WY 145.23	206.1	74.5	70.73
KARSFM	CP 275C1	Laramie	WY 146.94	205.3	74.5	72.44